W.P. No. 110 of 2004 (M/S)

Hon'ble Irshad Hussain, J.

Heard Sri Ramji Srivastava learned counsel for the petitioner and perused the record.

The petition has been preferred under Article 227 of the Constitution of India with the prayer that the respondent no.1-Principal Judge, Family Court, Dehradun may be directed to expedite the disposal of the divorce suit pending since the year 2000. Valuable rights of the parties are involved in divorce suit and it is desirable that the case may be decided expeditiously so that the parties may settle in life to the marital dispute peacefully keeping in view the decision to be given by the competent court. Having gine through the copy of the order sheet, there is force in the submission that the delay is being caused in the disposal of the suit at the instance of the respondent no.2. considering this, the grievance of the petitioner need to be redressed so that the divorce suit may be decided expeditiously.

In view of above, the petitioner is decided in terms that the original suit no. 130/2002 Yogesh Kumar Vs. Smt. Saroj Bala under Section 13 of the Hindu Marriage Act, 1955 shall be decided by the respondent no.1 expeditiously, preferably, within a period of three months from the date of receipt of the copy of this order.

(Irshad Hussain, J.)

Dated 27.2.2004

Rawat